

OFFICIAL GAZETTE



GOVERNMENT OF GOA

GOVERNMENT OF GOA

Agriculture Department

ORDER

10-1-79-AGR-Vol: VIII

Order No. 1-3/93-Fert. Law dated 18-6-93 issued under Fertiliser (Control), 1985, is hereby republished in the Official Gazette for information of the public.

G. J. Prabhudessai, Under Secretary (Agriculture).

Panaji, 6th September, 1993.

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE

(Department of Agriculture and Cooperation)

New Delhi

ORDER

S. O. 397(E).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Fertiliser (Control) Order, 1955, namely:—

1. (1) This Order may be called the Fertiliser (Control) (Amendment) Order, 1993.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Fertiliser (Control) Order, 1985 (hereinafter referred to as the said Order),

(1) after the words "manufacturer" and "manufacturers", wherever they occur, the words "importer" and "importers" shall respectively be inserted;

(2) in clause 2 of the said Order, after sub-clause (k) the following sub-clause shall be inserted, namely:—

"(kk) "importer" means a person who imports fertiliser in accordance with the Export and Import Policy of the Central Government, as amended from time to time;"

(3) after the word "manufacturer", wherever it occurs, the word "import" shall be inserted;

(4) in clause 35 of the said Order, after sub-clause (3), the following sub-clause shall be added, namely:—

"(4) Every importer shall inform the Director of Agriculture of the State in which he intends to discharge the imported fertiliser, under intimate to the Central Government, before the import is made or within a period of fifteen days after an indent for import is placed, the following details, namely:—

- "(i) name of fertiliser.
- (ii) name of country of import.
- (iii) name of manufacturer.
- (iv) quantity to be imported.
- (v) date of arrival of the consignment.
- (vi) name of the discharge port.
- (vii) other information".

Sd/-

(SANTHA SHEELA NAIR)

Joint Secretary to the Government of India.

(F. No. 1-3/93-Fert-Law)

Foot Note.—The Fertiliser (Control) Order, 1985 was published in the Gazette of India, vide G. S. R. 758(E) dated 25th September, 1985 and subsequently amended by:—

- (i) G. S. R. 201 (E) dated 14th February, 1986.
- (ii) G. S. R. 508 (E) dated 19th March, 1986.
- (iii) G. S. R. 1160 (E) dated 21st October, 1986.
- (iv) S. O. 822 (E) dated 14th September, 1987.
- (v) S. O. 1079 (E) dated 11th December, 1987.
- (vi) S. O. 252 (E) dated 11th March, 1988.
- (vii) S. O. 724 (E) dated 28th July, 1988.
- (viii) S. O. 725 (E) dated 28th July, 1988.
- (ix) S. O. 940 (E) dated 11th October, 1988.
- (x) S. O. 498 (E) dated 29th June, 1989.

- (xi) S. O. 581 (E) dated 27th July, 1989.
- (xii) S. O. 673 (E) dated 25th August, 1989.
- (xiii) S. O. 738 (E) dated 15th September, 1989.
- (xiv) S. O. 140 (E) dated 12th February, 1990.
- (xv) S. O. 271 (E) dated 29th March, 1990.
- (xvi) S. O. 403 (E) dated 23rd May, 1990.
- (xvii) S. O. 675 (E) dated 31st August, 1990.
- (xviii) S. O. 261 (E) dated 16th April, 1981.
- (xix) S. O. 444 (E) dated 2nd July, 1991.
- (xx) S. O. 530 (E) dated 16th August, 1991.
- (xxi) S. O. 795 (E) dated 22nd November, 1991.
- (xxii) S. O. 377 (E) dated 29th May, 1992.
- (xxiii) S. O. 534 (E) dated 20th July, 1992.
- (xxiv) S. O. 826 (E) dated 9th November, 1992.
- (xxv) S. O. 354 (E) dated 3rd June, 1993.

ORDER

10-1-79-AGR-Vol. VIII

Order No. Nil dated 3-6-93 issued under Fertiliser (Control), 1985 is hereby republished in the Official Gazette for information of the public.

G. J. Prabhudessai, Under Secretary (Agriculture).

Panaji, 6th September, 1993.

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE

(Department of Agriculture and Cooperation)

New Delhi

ORDER

S. O. 354.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Fertiliser (Control) Order, 1985, namely:—

1. (1) This Order may be called the Fertiliser (Control) (Amendment) Order, 1993.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Fertiliser (Control) Order, 1985 (hereinafter referred to as the said Order), in clause 2,

(1) for sub-clause (h), the following sub-clause shall be substituted, namely:—

“(h) “fertiliser” means any substance used or intended to be used as a fertiliser of the soil

and/or crop and specified in Part-A of Schedule-I and includes a mixture of fertilisers and a special mixture of fertilisers.

(2) in sub-clause (m); the words “or mixture of micronutrient fertilisers” shall be omitted;

(3) for sub-clause (n), the following sub-clause shall be substituted, namely:—

“(n) “mixture of fertilisers” means a mixture of fertilisers made by physically mixing two or more fertilisers, with or without inert material in physical or granular form and includes a mixture of NPK fertilisers, a mixture of micro-nutrient fertilisers and a mixture of NPK with micro-nutrient fertilisers.”.

(4) sub-clause (nn) and the entries relating thereto shall be omitted;

(5) in sub-clause (q), in entry (iii), for the words “mixture of NPK fertilisers, mixture of micro-nutrient fertilisers and combinations thereof”, the words “mixture of fertilisers” shall be substituted.

3. In clause 8 of the said Order,—

(1) after the words “a certificate of source” the words “in Form O” shall be added;

(2) after the fourth proviso, the following proviso shall be added, namely:—

“Provided also that a wholesale dealer, excepting a manufacturer, a pool handling agency or a State Government, shall not issue the certificate of source to another wholesale dealer. A wholesale dealer shall issue a certificate of source only to a retail dealer.”.

4. In clause 12 of the said Order, the words “or mixtures of micro-nutrient fertilisers” shall be omitted.

5. In clause 13 of the said Order,—

(1) in sub-clause (2) and in sub-clause (3), for the words “mixture of NPK fertilisers, mixture of micronutrient and combinations thereof”, the words “mixture of fertilisers” shall be substituted;

(2) in sub-clause (4), the words “mixture of NPK fertilisers, mixture of micro-nutrient fertiliser and combinations thereof” shall be omitted.

6. In clause 14 of the said Order, in sub-clause (1), in sub-clause (2) and in item (a) of sub-clause (2), the words “or mixture of micro-nutrient fertilisers” shall be omitted.

7. In clause 15 of the said Order, in the sub-heading in sub-clause (1), and in sub-clause (2), the words “or mixture of micro-nutrient fertilisers” shall be omitted.

8. In clause 17 of the said Order, and in the sub-heading, the words “or mixture of micro-nutrient fertilisers” shall be omitted.

9. In sub-clause (1) of clause 18 of the said Order, and in the sub-heading, the words "or mixture of micro-nutrient fertilisers" shall be omitted.

10. In clause 19, sub-clause (1), entry (b) of the said Order, the words "or mixture of NPK fertilisers, mixture of Micro-nutrient fertilisers and combinations thereof" shall be omitted.

11. In clause 38, sub-clause (5) of the said Order, for the words "mixture of NPK fertilisers, mixture of micro-nutrient fertilisers and combinations thereof", the words "mixture of fertilisers" shall be substituted.

12. In Schedule-I the said Order, —

(1) under the sub-heading "Part-A. Specifications of fertilisers"

(i) under the sub-heading "Part-A. Specifications of fertilisers (i) under the sub-heading "1.(a) Straight Nitrogenous fertilisers" after serial number 8 and the entries relating thereto, the following serial number and entries shall be added, namely: —

Name of fertiliser	Specifications	
1	2	
"9. Urea (Granular)	(i) Moisture, per cent by weight maximum.	1.0
	(ii) Total nitrogen, per cent by weight, minimum.	46.0
	(iii) Biuret, per cent by weight maximum.	1.5
	(iv) Particle size-90 per cent of the material shall pass through 4 mm, IS sieve and the retained on 2 mm, IS sieve. Not more than 5 per cent shall be below 2mm IS sieve."	

(ii) Under the sub-heading "1-(c) Straight potassic fertilisers" after serial number 3 and the entries relating thereto, the following serial number and entries shall be added, namely: —

Name of fertiliser	Specifications	
1	2	
"4. Potassium chloride (Muriate of potash) (Granular)	(i) Moisture, per cent by weight, maximum.	0.5
	(ii) Water soluble potash (as K ₂ O), per cent by weight, minimum.	60.8
	(iii) Sodium (as NaCl), per cent by weight, maximum.	3.5
	(iv) Magnesium (as MgCl ₂), per cent by weight, maximum.	1.0
	(v) Particle size-90 per cent of the material shall pass through 3.35 mm IS sieve. and be retained on 1 mm IS sieve. Not more than 5 per cent shall be below 1 mm IS sieve."	

(2) under the heading "part-B. Tolerance limit in plant nutrient for various fertilisers", —

(i) in serial number 4, after the words "(N. P. K. mixtures)" the words "mixtures of N. P. K. with micro-nutrients" shall be added;

(ii) after serial number 8, and the entries relating thereto the following serial number and entries shall be added, namely;

9. For mixture of micro-nutrient fertilisers.	Tolerance varies with combined nutrient level in fertiliser: —	
	Nutrient level (per cent)	Tolerance level (Unit)
	10 or less	0.1
	11 to 20	0.2
	21 or more	0.5"

13. In Schedule-II to the said Order, —

(1) under the heading "Part-A. Procedure for drawal of samples of fertilisers", —

(i) in para 4, after sub-para (ii), the following shall be added, namely: —

"(iii) In case of chelated micro-nutrients and mixtures of micro-nutrients, the three identical containers of the batch, grade, type and manufacturer, shall be selected which shall constitute the composite samples, provided it is not possible to draw a composite sample of the size given under para 4A(iii);"

(ii) after para 4 and the entries thereunder, the following para and entries shall be added, namely: —

"4A. Weight of one sample.

One sample of fertiliser shall have the approximate weight, as specified below:—

- (i) For straight micro-nutrient fertilisers — 100 gms.
- (ii) For chelated micro-nutrient fertilisers and mixtures of micro-nutrients — 50 gms. or the maximum packing size of similar quantity.
- (iii) For other fertilisers and mixtures of fertilisers. — 400 gms.";

(iii) in para 5, for the words "about 1.5 Kg. in weight", wherever they occur, the words "required weight" shall be substituted;

(iv) in para 6, sub-para (i), for the words "of about 400 gm. each in weight", the words "each of the weight as specified in para 4A" shall be substituted.

(2) under the heading "Part B. Method of Analysis of Fertilisers", after the sub-heading "19. Method of Analysis of Magnesium Sulphate" and

the entries relating thereto, the following sub-heading, and entries shall be added, namely:—

"20. Determination of particle size in different fertilisers:

(A) Apparatus:

- (A) Indian Standard sieves of 20 cms. diameter and 5 cm. in weight with lid and bottom pan of required sizes.
- (B) Sieve shaker or vibrator with automatic timer and variable cycle control.
- (C) Balance, top loading with suitable capacity and sensitivity of 0.1 gm.
- (D) Weighing pan, round suitable for holding sample and approximately 23 cms. in diameter.
- (E) Brush either soft, fine wire or stiff bristle.

(ii) Procedure:

- (A) Take the sieve or required sizes and stack them in progressive order. The biggest sieve size should be on the top and the smallest in the bottom. Place the empty pan at the bottom.
- (B) Put 200 gms. of unginded sample on the top sieve and place lid on the top of the stack.
- (C) Position and secure sieve stack in shaking apparatus.
- (D) Start shaking action for 5 minutes. If automatic timer is used, set timer for 5 minutes. If vibrator is used, also set vibrator control at 3000 cycle per minute.

Note: If mechanical sieve shaker is not available, use hand sieving. Conduct sieving by appropriate lateral and vertical motions accompanied by jarring action. Continue until no appreciable change is noted in sieve fractions.

- (E) After completion of shaking time, transfer material from each sieve to weighing pan with brush and weight to ± 0.1 gm.

- (F) Record weight from each sieve (sum of weights from each sieve should agree closely with original sample weight).

Calculations:

$$\text{Per cent weight on sieve} = \frac{\text{Weight on sieve (gm)}}{\text{Total weight of sample (gm)}}$$

Reference: Method IV-A TFI-1982".

14. In Form D and Form F of the said Order, the words "mixtures of micro-nutrient fertilisers", wherever they occur, shall be omitted.

15. After Form N of the said Order and the entries thereunder, the following Form and entries shall be added, namely:—

"FORM O

(See clause 8 and 11)

No. ...

Date of issue ...

Certificate of Source for carrying on the business of selling fertilisers in whole-sale/retail/for industrial use

1. Particulars of the concern issuing the certificate of source:

- a) Name and full address:
- b) Status: i) State Government.
ii) Manufacturer.
iii) Pool handling agency.
iv) Wholesale dealer.

c) If manufacturer of mixture of fertilisers, the details of certificate of manufacture of mixture of fertilisers possessed:

- i) Number.
- ii) Date of issue.
- iii) Date of expiry.
- iv) Grades of mixtures of fertilisers allowed to be manufactured.
- v) Authority by whom issued.

d) Details of certificate of registration:

- i) Number.
- ii) Date of issue.
- iii) Date of expiry.
- iv) Authority by whom issued.

2. Particulars of the person to whom the certificate of source is being issued.

- a) Name and full address:
- b) Status: i) Wholesale dealer.
ii) Retail dealer.
iii) Industrial dealer.

c) If holds a valid certificate of registration, the details thereof;

- i) Number.
- ii) Date of issue.
- iii) Date of expiry.
- iv) Authority by whom issued.

d) Purpose of obtaining the certificate of source:

- i) For obtaining a fresh certificate of registration.
- ii) For renewal of the certificate of registration.

3. Details of fertiliser(s) to be supplied:

S. No.	Name of fertilisers	Trade mark/Brand name
1	2	3
1.		
2.		
3.		

4. Declaration: Declared that the fertilisers mentioned above will be supplied conforming to the standards laid down under the Fertiliser (Control) Order, 1985, and, as the case may be, grades/formulations (of mixtures of fertilisers) notified by the Central/State Government, and packed and marked in container as provided under clause 21 of the Fertiliser (Control) Order, 1985.

Signature with stamp of
the Authorised Officer.

Note: 1) The certificate of source shall not be issued by one wholesaler, excepting when such wholesale dealer is a manufacturer or handling agency or a State Government, to another wholesale dealer, or to industrial dealer."

Sd/-

(I. S. MALHI)

Joint Secretary to the Government of India.

(No. 1-13/92-Fert. Law).

Foot Note: The Fertiliser (Control) Order, 1985 was published in the Gazette of India vide G. S. R. 758(E) dated 25th September, 1985 and subsequently amended by:—

- (i) G. S. R. 201(E) dated 14th February, 1986.
- (ii) G. S. R. 508(E) dated 19th March, 1986.
- (iii) G. S. R. 1160(E) dated 21st October, 1986.
- (iv) S. O. 822(E) dated 14th September, 1987.
- (v) S. O. 1079(E) dated 11th December, 1987.
- (vi) S. O. 252(E) dated 11th March, 1988.
- (vii) S. O. 726(E) dated 28th July, 1988.
- (viii) S. O. 725(E) dated 28th July, 1988.
- (ix) S. O. 940(E) dated 11th October, 1988.
- (x) S. O. 498(E) dated 29th June, 1989.
- (xi) S. O. 581(E) dated 27th July, 1989.
- (xii) S. O. 673(E) dated 25th August, 1989.
- (xiii) S. O. 738(E) dated 15th September, 1989.
- (xiv) S. O. 140(E) dated 12th February, 1989.
- (xv) S. O. 271(E) dated 29th March, 1990.
- (xvi) S. O. 403(E) dated 23rd May, 1990.
- (xvii) S. O. 675(E) dated 31st August, 1990.
- (xviii) S. O. 261(E) dated 16th April, 1991.
- (xix) S. O. 444(E) dated 2nd July, 1991.
- (xx) S. O. 530(E) dated 16th August, 1991.
- (xxi) S. O. 795(E) dated 22nd November, 1991.
- (xxii) S. O. 377(E) dated 29th May, 1991.
- (xxiii) S. O. 534(E) dated 20th July, 1992.
- (xxiv) S. O. 826(E) dated 9th November, 1992.

ORDER

10-1-79-AGR-Vol. VIII

Order No. Nil dated 3-6-98 issued under Fertiliser (Control), 1985 is hereby republished in the Official Gazette for information of the public.

G. J. Prabhudessai, Under Secretary (Agriculture).

Panaji, 6th September, 1993.

GOVERNMENT OF INDIA**MINISTRY OF AGRICULTURE**

(Department of Agriculture and Cooperation)

New Delhi

ORDER

S. O. 355(E).—In pursuance of sub-clause (a) of clause 21 of the Fertiliser (Control) Order, 1985, the Controller of Fertiliser hereby makes the following further amendments, with immediate effect, in the Order of the Government of India, Ministry of Agriculture (Department of Agriculture and Cooperation) No. S. O. 977(E) dated the 9th November, 1987, namely:—

1. Under the heading, '(a) On containers of straight fertilisers', after item (vi), the following item shall be added, namely:—

"(vii) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

2. Under the heading, '(b) On containers of complexes-NP/NPK fertilisers', after item (v), the following item shall be added, namely:—

"(vi) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

3. Under the heading, '(c) On containers of physical/granulated/NPK/micro-nutrient mixtures/combinations of NPK and Micro-Nutrients/Special mixtures', after item (vii), the following item shall be added, namely:

"(viii) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

4. Under the heading, '(d) On containers of Micro-nutrient fertilisers', after item (vii), the following item shall be added, namely:—

"(viii) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

5. Under the heading, '(e) On containers of Bone Meal (Raw) and Bone Meal (Steamed)', after item (vi), the following item shall be added, namely:—

"(vii) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

6. Under the heading '(I) On containers of Rock Phosphate', after item (V), the following item shall be added, namely: —

"(vi) Maximum retail price inclusive of all taxes. (Applicable, if the statutory price has not been fixed)."

Sd/-

(I. S. MALHOTRA)

Joint Secretary to the Government of India.

(F. No. 1-1/92-Fert. Law)

Note: The principal Order was published in Part-II, Section 3, sub-section (ii) of the Gazette of India (Extraordinary), vide S. O. 977(E), dated 9-11-1987 and subsequently amended vide S. O. 260(E) dated 16-4-1991.

Notification

10-1-79-AGR-Vol. VIII

Notification No. 1/3/93-Fert. Law dated 18-6-93 issued under Fertiliser (Control), 1985, is hereby republished in the Official Gazette for information of the public.

G. J. Prabhudessai, Under Secretary (Agriculture).

Panaji, 6th September, 1993.

Government of India

MINISTRY OF AGRICULTURE

(Department of Agriculture and Cooperation)

Notification

S. O. 396(E). In pursuance of sub-clause (a) of clause 21 of the Fertiliser (Control) Order, 1985 the Controller of Fertiliser hereby makes the following further amendments in the Order of the Government of India in the Ministry of Agriculture (Department of Agriculture and Cooperation), No. S. O. 977(E) dated the 9th November, 1987, namely:—

In the said Order —

(1) in items (a) and (b), for sub-item (i), the following shall be substituted, namely: —

"(i) Name of Manufacturer/Pool Handling Agency/Importer (where a manufacturer is also a Pool Handling Agency, the word 'p', and as the case may be, if an Importer the word 'I' shall be written against the name of such manufacturer, if the bag contains imported fertilisers).";

(2) in items (c), (d), (e) and (f) for sub-item (i), the following shall be substituted, namely: —

"(i) Name of Manufacturer/Importer (wherever manufacturer is also an Importer the word 'I' shall be written against the name of such manufacturer, if the bag contains imported fertilisers).";

(3) in items (a) and (b), in sub-item (iii) and in items (d) and (e), in sub-item (iv) after the word "fertiliser", the words and brackets "(in case of imported fertilisers, the word 'Imported' shall be superscribed)."; shall be added;

(4) in item (c), in sub-item (iv), after the words "fertiliser mixture", the words and brackets "(In case of imported fertiliser mixtures, the word 'Imported' shall be superscribed).", shall be added.

Sd/-

(SANTA SHEELA NAIR)

Joint Secretary to the Government of India.

(No. 1-3/93-Fert. Law)

Note: — The principle Order was published in the Gazette of India (Extraordinary), Part-II, Section-3, Sub-section (ii) vide S. O. No. 977(E) dated 9-11-1987 and subsequently amended by the following: —

(i) S. O. 260(E) dated 16-4-1991.

(ii) S. O. 355(E) dated 3-6-1993.

Law (Establishment) Department

Corrigendum

2-5(3)93-LD

In the Notification No. 2-5(3)93-LD dated 2-3-1994, published in the Official Gazette Series I, No. 51 dated 17-3-1994, for the expression "Anthony Ferrao, Under Secretary (Law)", the expression "By order and in the name of the Governor of Goa.

(Anthony Ferrao) Under Secretary (Law)." shall be read.

"By order and in the name of the Governor of Goa.

Anthony Ferrao, Under Secretary (Law)."

Panaji, 18th November, 1994.